

**U.S. District Court
Southern District of New York (White Plains)
CIVIL DOCKET FOR CASE #: 7:20-cv-00299-CS**

The Estate of Justine Marie Aliotta et al v. Purdue Pharma, Inc. et al
Assigned to: Judge Cathy Seibel
Case in other court: Supreme Court of the State of New York,
Richmond, 152057/2019
Cause: 28:1331 Fed. Question

Date Filed: 01/13/2020
Date Terminated: 01/14/2020
Jury Demand: Plaintiff
Nature of Suit: 367 Personal Injury: Health
Care/Pharmaceutical Personal Injury Product
Liability
Jurisdiction: Federal Question

Plaintiff

The Estate of Justine Marie Aliotta

Plaintiff

Joanne Aliotta

*individually and as administratrix of the Estate
of Justine Marie Aliotta, deceased*

Plaintiff

Julissa Cecelia Torres

*an infant by her guardian Joanne Aliotta, on
behalf of themselves and Plaintiff Class
consisting of all other person in New York so
situated*

V.

Defendant

Purdue Pharma, Inc.

Defendant

Purdue Pharma L.P.

Defendant

The Purdue Frederick Company, Inc.

Defendant

Endo Health Solutions, Inc.

Defendant

Endo Pharmaceuticals, Inc.

Defendant

Johnson & Johnson

Defendant

**Janssen Pharmaceuticals, Inc. f/k/a
Ortho–McNeil–Janssen Pharmaceuticals,
Inc.**

Defendant

Teva Pharmaceutical Industries, Ltd.

Defendant

Teva Pharmaceuticals USA, Inc.

Defendant

Cephalon, Inc.

Defendant

Allergan PLC (f/k/a Actavis PLC)

Defendant

**Actavis, Inc. (f/k/a Watson Pharmaceuticals,
Inc.)**

Defendant

Allergan Finance, LLC

Defendant

Watson Laboratories, Inc.

Defendant

AbbVie Inc.

Defendant

McKesson Corporation

Defendant

AmerisourceBergen Drug Corporation

Defendant

Cardinal Health, Inc.

Defendant

Staten Island University Hospital

Defendant

CVS Health Corporation

represented by **Shawn Patrick Naunton**
Zuckerman Spaeder LLP

485 Madison Avenue 10th Floor
New York, NY 10022
212-704-9600
Fax: 212-704-4256
Email: snaunton@zuckerman.com
ATTORNEY TO BE NOTICED

Defendant

Duane Reade, Inc.

Defendant

Walgreen Co.

Defendant

John and Jane Doe Physicians 1 through 10

Defendant

John and Jane Doe Pharmacies 1 through 10

Date Filed	#	Docket Text
01/13/2020	<u>1</u>	NOTICE OF REMOVAL from Supreme Court, County of Richmond. Case Number: 152057/2019. (Filing Fee \$ 400.00, Receipt Number ANYSDC-18489768).Document filed by CVS Health Corporation. (Attachments: # <u>1</u> Exhibit Original State Court Complaint, # <u>2</u> Exhibit Order Creating JPML)(Naunton, Shawn) (Entered: 01/13/2020)
01/13/2020	<u>2</u>	CIVIL COVER SHEET filed. (Attachments: # <u>1</u> Exhibit Attachment listing Defendants)(Naunton, Shawn) (Entered: 01/13/2020)
01/13/2020	<u>3</u>	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by CVS Health Corporation.(Naunton, Shawn) (Entered: 01/13/2020)
01/14/2020	<u>1</u>	***NOTICE TO ATTORNEY REGARDING DEFICIENT PLEADING. Notice to Attorney Shawn Patrick Naunton re: Document No. <u>1</u> Notice of Removal,. The filing is deficient for the following reason(s): all of the parties listed on the pleading were not entered on CM ECF; Add John and Jane Doe Physicians 1 through 10 to CM ECF. Add John and Jane Doe Pharmacies 1 through 10 to CM ECF.. Docket the event type Add Party to Pleading found under the event list Complaints and Other Initiating Documents... (pc) (Entered: 01/14/2020)
01/14/2020	<u>1</u>	CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Cathy Seibel. Please download and review the Individual Practices of the assigned District Judge, located at https://nysd.uscourts.gov/judges/district-judges . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at https://nysd.uscourts.gov/rules/ecf-related-instructions . (pc) (Entered: 01/14/2020)
01/14/2020	<u>1</u>	Magistrate Judge Paul E. Davison is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf . (pc) (Entered: 01/14/2020)
01/14/2020	<u>1</u>	Case Designated ECF. (pc) (Entered: 01/14/2020)

01/14/2020	<u>I</u>	ADD PARTY FOR PLEADING. Defendants/Respondents John and Jane Doe Physicians 1 through 10, John and Jane Doe Pharmacies 1 through 10 added. Party added pursuant to <u>1</u> Notice of Removal,.Document filed by CVS Health Corporation. Related document: <u>1</u> Notice of Removal,.(Naunton, Shawn) (Entered: 01/14/2020)
01/14/2020	<u>I</u> <u>4</u>	ORDER: On January 13, 2020, Defendant CVS Health Corporation removed this action from the Supreme Court of the State of New York, County of Richmond, to the Southern District of New York. (Doc. 1.) Richmond County, however, is in the Eastern District of New York, not in the Southern District. The Court inquired of Defendant CVS Health Corporation's counsel, who requested that the matter be transferred to the Eastern District of New York rather than dismissed. Therefore, pursuant to 28 U.S.C. § 1406(a), it is hereby ORDERED that this case be transferred forthwith to the United States District Court for the Eastern District of New York. The waiting period of Local Rule 83.1 is waived. (Signed by Judge Cathy Seibel on 1/14/2020) (mro) (Entered: 01/15/2020)
01/14/2020	<u>I</u>	CASE TRANSFERRED OUT ELECTRONICALLY from the U.S.D.C. Southern District of New York to the United States District Court – District of Eastern District of New York (mro) (Entered: 01/15/2020)